Non-compliance of minimum wages act

2294. SHRI MATILAL SARKAR: Will the Minister of LABOUR AND EMPLOYMENT be pleased to state:

(a) the minimum wage for the working people according to the decision of Government;

(b) the measures adopted by Government to ensure the minimum wage for each working man;

(c) the number of cases have been lodged with the Labour Courts for non-compliance of the provision of the minimum wages; and

(d) in how many cases the guilty were punished?

THE MINISTER OF LABOUR AND EMPLOYMENT (SHRI K. CHANDRASEKHAR RAO): (a) Under the provisions of the Minimum Wages Act, 1948 the appropriate Governments fix/revise and enforce minimum wage in respect of the scheduled employments under their respective jurisdiction. The daily rates of Minimum Wages of scheduled employments in the Central Sphere are as under:-

(i) Construction, Rs.58.96 (ii) Agriculture, Rs.94.04 (iii) Mining, Rs.58.96 (iv) Loading/Unloading, & Ash pit cleaning in Railways, Rs.56.71 (v) Stone breaking, Rs.76.12. A list of available rates of Minimum Wages in the scheduled employments in State Sphere is given in the enclosed Statement-I (*See* below).

(b) The enforcement of the Act is secured both at the Central and State level. In the Central sphere, the implementation is secured through the Central Industrial Relations Machinery, while in the State sphere, the responsibility of the enforcement lies with the respective State Enforcement Machinery. The Officers of both these Machineries are appointed as Inspectors under the statutory provisions of Act. They conduct regular inspections and advise the employers to make payment of shortfall of wages, whenever they come across any case of non-payment or less payment of wages, with or without compensation, based on the merit. In case of non-adherence, legal and penal action is taken against the defaulting employers as per the provisions of the Minimum Wages Act.

(c) and (d) a statement giving the details about number of inspections made, irregularities detected/rectified, claims filed/settled, persons prosecuted and amount of fine realized in the Central Sphere as well as in

the State Sphere during 2002-2003 (latest available) is given in the enclosed Statement-II and III respectively.

Statement-I

Range of Minimum rates of wages of workers in different States/UTs.

S.No	States/UTs.	Rates of Minimum Wages per day (in Rupees)	S. No.	States/UTs.	Rates of Minimum Wages per day (in Rupees)
1	Andhra Pradesh	45.00 to 110.00	19.	Nagaland	50.00
2	Arunachal Pradesh	39.87 to 42.11	20.	Orissa	52.50
3	Assam	50.00 to 63.00	21.	Punjab	82.65
4	Bihar	50.00 to 64.62	22.	Rajasthan	73.00 to 74.00
5	Chhattisgarh	52.87 to 79.13	23.	Sikkim	Minimum Wages Act has been extended w.e.f. 1.10.2004.
6	Goa	60.00 to 94.00	24.	Tamil Nadu	52.15 to 125.20
7	Gujarat	50.00 to 99.20	25.	Tripura	50.00 to 53.00
8	Haryana	87.29 to 88.29	26.	Uttar Pradesh	58.00 to 105.07
9	Himachal Pradesh	65.00	27.	Uttaranchal	58.00 to 106.31
10	Jammu & Kashmir	45.00	28.	West Bengal	62.42 to 203.86
11	Jharkhand	64.73	29.	Andaman & Nicobar	100.00 to 124.42
12	Karnataka	56.30 to 97.07	30.	Chandigarh	100.00
13	Kerala	67.14 to 169.70	31.	Dadra & Nagar Haveli	84.00
14	Madhya Pradesh	54.56 to 82.58	32.	Daman & Diu	50.00 to 60.00
15	Maharashtra	45.00 to 169.04	33.	Delhi	110.10
16	Manipur	66.00	34.	Lakshadweep	52.00
17	Meghalaya	70.00	35	Pondicherry	45.00 to 100
18	Mizoram	84.00			

Statement-II

Enforcement of minimum wags in the Central Sphere during 2002-2003

Sl. No.		
1.	No. of Inspections made	18444
2.	No. of iregularities detected	225777
3.	No. of claim cases pending	5927
4.	No. of claim cases filed during the year	2839
5.	No. of claim cases decided	3019
6.	No. of prosecution cases pending	49975
7.	No. of prosecutions filed	7002
8.	Prosecution cases decided	5102
9.	Amount of compensation Awarded (Rs)	21371712
10.	Total amount of fine imposed (Rs)	2152700
11.	Amount Recovered (Rs)	8368304

Statement-III

Details Regarding Enforcement of Minimum Wages Act, 1948 in Different States/Union Territories 2002-2003

Sl. No.	Names of States/UTs	No. of inspections made	No. of irregularities detected	No. of irregularities rectified	No. of claims filed	No. of claims settled	No. of Persons Prosecuted	Amount of fine realised (in Rupees)
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
1	Andhra Pradesh	82578	1632	1160	21939	12978	973	464315
2	Assam	3441	1173	1173	NIL	NIL	NIL	NIL
3	Bihar	242319	48801	39042	17243	1770	-	5305817
4	Goa	763	923	199	22	11	102	118480
5	Gujarat	109395	112373	59184	39	3	5389	20502
6	Himachal Pradesh	1059	901	631	2	1	374	86100
7	Jammu & Kashmir	984	389	249	1	1	142	4900
8	Kerala	7680	9742	-	25	73	191	188000
9	Madhya Pradesh	1949	1218	632	74	94	403	298785
10	Maharashtra	160954	166223	132441	31	34	182	417170
11	Punjab	6236	102	-	99	87	200	75900
12	Rajasthan	11076	760	315	223	354	217	37200
13	Tamil Nadu	153301	10990	1246	2570	2808	2566	1731587
14	Tripura	219	105	NIL	51	NIL	NIL	3000
15	Uttar Pradesh	378	NA	9	-	-	-	-

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
16	Uttaranchal	4000	1198	499	257	196	278	44375
17	West Bengal	14591	3058	2744	2	4	183	80213
18	A & N Islands	150	150	-	23	49	41	6200
19	Chandigarh	254	181	-	97	57	91	34300
20	Daman & Diu	392	7	7	NIL	NIL	NIL	NIL
21	Delhi	7534	4616	4030	628	593	488	475050
22	Pondicherry	5170	NIL	NIL	NIL	NIL	NIL	NIL

NOTE:—1. Information received from Arunachal Pradesh, Meghalaya, Mizoram, Nagaland, Dadar & Nagar Haveli and Lakshadweep is stated to be Nil.

2. The information is not available in respect of the States of Chhattisgarh, Haryana, Jharkhand, Karnataka, Manipur and Orissa.

3. The Minimum wages Act, 1948 has been extended to Sikkim *w.e.f.* 1.10.2004.

Indus Project on Child Labour

2295. SHRI A. VIJAYARAGHAVAN:
SHRI K. CHANDRAN PILLAI:

Will the Minister of LABOUR AND EMPLOYMENT be pleased to state:

(a) whether it is a fact that child labour exists in many States;

(b) if so, the number of child labours, State-wise, category-wise as on date;

(c) whether there is any proposal/project called INDUS under the 'National Child Labour Project' for elimination of child labour;

(d) if so, the details thereof including the source of fund and the Ministries/agencies associated with the project; and

(e) the details of the districts and State in which the above project is proposed to be implemented?